ENGROSSED
SENATE BILL No. 347

DIGEST OF SB 347 (Updated March 30, 1999 2:17 pm - DI 94)

Citations Affected: IC 5-2; noncode.

Synopsis: Criminal history data. Provides that criminal history data may be used for local or state public safety employment purposes. (Currently administrative regulations allow for criminal history data for criminal justice agency employment purposes.)

Effective: Upon passage.

Gard

(HOUSE SPONSOR — STEVENSON)

January 11, 1999, read first time and referred to Committee on Governmental and Regulatory Affairs.
January 28, 1999, reported favorably — Do Pass.
February 1, 1999, read second time, ordered engrossed. Engrossed.
February 2, 1999, read third time, passed. Yeas 47, nays 0.
HOUSE ACTION
March 3, 1999, read first time and referred to Committee on Local Government.
April 5, 1999, amended, reported — Do Pass.

ES 347—LS 7257/DI 44+

First Regular Session 111th General Assembly (1999)

ENGROSSED
SENATE BILL No. 347

—————

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1   SECTION 1. IC 5-2-5-14 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 14. (a) Criminal history data on an**
4 **individual from the national computerized file may be made**
5 **available outside the federal government to state and local public**
6 **safety agencies for public safety agency employment purposes.**
7   **(b) Criminal history data may not be disseminated for use in**
8 **connection with:**
9   **(1) licensing applications, except when a federal, state, or local**
10   **law or ordinance exists making the criminal justice agency**
11   **responsible for the processing or issuing of the licenses or**
12   **permits;**
13   **(2) local or state employment, other than with a public safety**
14   **agency; or**
15   **(2) any other use;**
16 **unless the dissemination is required by a state or federal statute or**

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1 **a state or federal executive order.**
2 **(c) This section applies not withstanding any other law.**
3 SECTION 2. [EFFECTIVE UPON PASSAGE] **Before December**
4 **31, 1999, the commission shall amend 240 IAC 5-2-10 to delete 240**
5 **IAC 5-2-10(h)(1) concerning the procedures for the use of**
6 **system-derived criminal history data.**
7 SECTION 3. **An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. President: The Senate Committee on Governmental and Regulatory Affairs, to which was referred Senate Bill No. 347, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 347 as introduced.)

MERRITT, Chairperson

Committee Vote: Yeas 7, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred Senate Bill 347, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

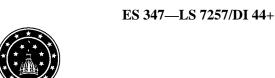Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to SB 347 as printed January 29, 1999.)

STEVENSON, Chair

Committee Vote: yeas 13, nays 0.

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